STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES Land Division Honolulu, Hawaii 96813

October 28,2010

Board of Land and Natural Resources State of Hawaii Honolulu, Hawaii File No.10409.1(K)

KAUAI

Issuance of Land Patent in Confirmation of Land Commission Award No. 6694 to LELEINAHOLO, situate at Peekauai, Waimea, Kona, Kauai, Tax Map Key: (4) 1-6-005:071.

APPLICANT:

Richard L. Read by his realtor, Cathe Turley, RA

LEGAL REFERENCE:

Section 171-23, Hawaii Revised Statutes, as amended, Sections 172-11 and 12, Hawaii Revised Statutes, as amended, Section 182-2, Hawaii Revised Statutes, as amended and Section 664-5, Hawaii Revised Statutes, as amended.

LOCATION:

The applicant owns Apana 1 of Land Commission Award No. 6694, situated at Peekauai, Waimea, Kona, Kauai, containing 0.4125 acres, more or less, and identified as being a portion of Tax Map Key: (4) 1-6-005:071, as shown on Exhibit A.

DCCA VERIFICATION:

The applicant is the sole proprietor of the subject property and is not required to register with the Department of Commerce and Consumer Affairs.

REMARKS:

Pursuant to the Act of August 6, 1850, Land Commission Award No. 6694, adjudicated on May 5, 1851, awarded an absolute fee simple title, free of commutation unto Leleinaholo, in and to two apana or parcels of land as claimed.

The applicant owns all of apana one, however as no commutation is due, the patent to be issued will include both apana in confirmation of the whole of the award.

The staff abstractor has confirmed that the government's right to commutation therein was extinguished, and that no patent has been issued in confirmation of said Land Commission Award 6694 to evidence that the government's interest of commutation therein is relinquished.

RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in Confirmation of Land Commission Award No. 6694 to Leleinaholo, subject to the following:

- 1. The terms and conditions as prescribed by law upon the issuance of Land Patents in confirmation of Land Commission Awards, as may be amended from time to time;
- 2. Review and approval by the Department of the Attorney General; and
- 3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State of Hawaii.

Respectfully Submitted,

E. Manoe Collins State Abstractor

APPROVED FOR SUBMITTAL:

Laura H. Thielen, Chairperson

